

1 RENE L. VALLADARES  
2 Federal Public Defender  
3 Nevada State Bar No. 11479  
4 BENJAMIN F. J. NEMEC  
5 Assistant Federal Public Defender  
6 Nevada State Bar No. 14591  
7 411 E. Bonneville, Ste. 250  
8 Las Vegas, Nevada 89101  
9 (702) 388-6577/Phone  
10 (702) 388-6261/Fax  
11 Ben\_Nemec@fd.org

12 Attorney for Christopher Biggers

13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 UNITED STATES OF AMERICA,

16 Case No. 2:21-mj-00774-EJY

17 Plaintiff,

18 **STIPULATION TO CONTINUE**  
19 **PRELIMINARY HEARING**  
20 (First Request)

21 v.

22 CHRISTOPHER BIGGERS,

23 Defendant.

24 IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou,  
25 Acting United States Attorney, and Bianca R Pucci, Assistant United States Attorney, counsel  
1 for the United States of America, and Rene L. Valladares, Federal Public Defender, and  
2 Benjamin F. J. Nemec, Assistant Federal Public Defender, counsel for Christopher Biggers, that  
3 the Preliminary Hearing currently scheduled on October 4, 2021, be vacated and continued to  
4 a date and time convenient to the Court, but no sooner than thirty (30) days.

5 This Stipulation is entered into for the following reasons:

6 1. Parties have entered into pre-indictment negotiations and need additional time  
7 to resolve this matter.

2. The government is in the process of preparing and producing discovery.

Counsel for the defendant will require additional time to review and investigate discovery and meet with the client to discuss the details prior to proceeding.

2. Defendant is incarcerated and does not object to a continuance

### 3. Parties agree to the continuance.

4. Additionally, denial of this request for continuance could result in a

miscarriage of justice.

5. The additional time requested by this stipulation is excludable in computing the time within which the defendant must be indicted and the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C. §§ 3161(b) and 3161(h)(7)(A), considering the factors under 18 U.S.C. § 3161(h)(7)(B)(i) and (iv).

This is the first request for continuance filed herein.

DATED this 28<sup>th</sup> day of September 2021.

RENE L. VALLADARES  
Federal Public Defender

**CHRISTOPHER CHIOU  
Acting United States Attorney**

By /s/ *Benjamin F. J. Nemec*

BENJAMIN F. J. NEMEC  
Assistant Federal Public Defender

By /s/ *Bianca R Pucci*

BIANCA R PUCCI  
Assistant United States Attorney

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
CHRISTOPHER BIGGERS,  
Defendant.

Case No. 2:21-mj-00774-EJY

## **ORDER**

Based on the Stipulation  
IT IS THEREFORE ORDERED  
October 4, 2021 at the hour of 4:00 p.m.  
the hour of 4:00 p.m., in Courtroom 3B.

DATED this 29th day of September 2021.

Eayna J. Zouchah  
UNITED STATES MAGISTRATE JUDGE